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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

AARON SENNE, et al., Individually and on
Behalf of All Those Similarly Situated;

Plaintiffs,

vs.

OFFICE OF THE COMMISSIONER OF
BASEBALL, an unincorporated association
doing business as MAJOR LEAGUE
BASEBALL; et al.;

Defendants.

CASE NO. 3:14-cv-00608-JCS (consolidated
with 3:14-cv-03289-JCS)

CLASS ACTION

**PLAINTIFFS' STATEMENT IN
SUPPORT OF INITIAL REQUEST FOR
APPROVAL OF SETTLEMENT
ADMINISTRATION FEES BY
ADMINISTRATOR**

Courtroom: F, 15th Floor
Judge: Honorable Joseph C. Spero

997448.2

3:14-cv-00608-JCS

1 In its Order Granting Final Approval to the Class Action Settlement Agreement, the Court set
2 aside \$995,000 from the settlement fund for settlement administration costs. (ECF No. 1190, at p. 34.)
3 This amount was to be deducted from the settlement fund when calculating the initial settlement
4 payments to the settlement class members. The Court's order stated it would, "make a final
5 determination as to JND's reasonable settlement administration costs after the administration process
6 is complete." *Id.*

7 The Court set the following two-step process for the payment of settlement administration fees:
8 (1) an Initial Request for Approval of Settlement Administration Fees by Administrator (on August 28,
9 2023); and (2) a Final Request for Reimbursement of Settlement Administration Fees by Administrator
10 (on November 29, 2023). (*See* ECF No. 1190, at p. 36; *see also* ECF No. 1217.) This submission and the
11 concurrently filed supporting declaration of Alexander S. Williams ("Williams Declaration") are filed in
12 support of the initial request.

13 As set forth in the Williams Declaration, the settlement administration fees incurred through July
14 31, 2023 are as follows: (1) \$1,125,035.35 for JND Legal Administration LLC, for settlement
15 administration projects; and (2) over \$175,000 to Econ One Research, Inc. ("Econ One") for calculation
16 of class members' settlement payments. The Williams Declaration sets forth the reasons that the
17 settlement administration costs have exceeded previous estimates—including the fact that an appeal
18 took place, and that class member activity remains inordinately high.

19 This amount exceeds the \$995,000 previously set aside by the Court for settlement administration
20 costs. In consideration of that, the settlement administrator's request for initial payment of settlement
21 administration fees is \$995,000 to be distributed as follows: \$820,000 to JND, and \$175,000 to Econ
22 One. The settlement administrator's work on this matter is continuing. The settlement administrator
23 intends to seek reimbursement of additional settlement administration expenses when filing their Final
24 Request for Reimbursement of Settlement Administration Fees by Administrator, assuming that unused
25 funds will remain available at that time.

1 DATED: August 28, 2023

Respectfully submitted,

2
3 /s/ Bobby Pouya

4 **PEARSON WARSHAW LLP**

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9 *Plaintiffs' Co-Lead Class Counsel*

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CERTIFICATE OF SERVICE

I hereby certify that on August 28, 2023, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all attorneys of record registered for electronic filing.

/s/ Bobby Pouya
Bobby Pouya